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PATENT & TRADEMARK OFFICE

IFW 2817

PATENT
81716.0081

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
Takeshi OKAMURA, et al.
Serial No: 09/995,205
Filed: November 26, 2001
For: Non-Radiative Dielectric Waveguide and Millimeter Wave Transmitting/Receiving Apparatus

Art Unit: 2817
Examiner: Kimberly E. Glenn

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450, on
November 5, 2004
Date of Deposit
Rebecca Golden
Name
November 5, 2004
Signature Date

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sirs:

1. ☐ The information disclosure statement submitted herewith is being filed within three months of the filing date of the application other than a continued prosecution application, or within three months of the date of entry into the national stage of an international application, or before the mailing date of a first Office Action on the merits, or before the mailing of a first Office action after the filing of a request for continued examination under §1.114, whichever event occurs last. 37 C.F.R. §1.97(b).

2. ☐ The information disclosure statement transmitted herewith is being filed *after* the period specified in §1.97(b), but *before* the mailing date of a final action under §1.113, or a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application, whichever occurs first. A statement specified in §1.97(e) or a fee set forth in §1.17(p) is included. 37 C.F.R. §1.97(c).

§1.97(e) STATEMENT

I, the person signing below, state:

☐ that each item of information contained in the information disclosure statement was first cited in the attached communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).

OR

☐ that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification

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after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(2).

OR FEE

☐ Attached is a fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(c). ($180.00). **[OR:]** Please charge the fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(c) ($180.00) to Deposit Account No. 50-1314. A copy of this petition is enclosed.

3. ☒ The information disclosure statement transmitted herewith is being filed *after* the period specified in §1.97(c), but before, or simultaneously with the payment of the issue fee. A statement specified in §1.97(e) and a fee set forth in §1.17(p) are included. 37 C.F.R. §1.97(d).

§1.97(e) STATEMENT

I, the person signing below, state:

☒ that each item of information contained in the information disclosure statement was first cited in the attached communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).

OR

☐ that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(2).

AND FEE

☒ Attached is a fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(d). ($180.00).

4. ☒ If it should be determined that for any reason either an insufficient fee or an excessive has been paid, please charge any insufficiency or credit any overpayment necessary to ensure consideration of the information disclosure statement for the above-identified application to Deposit Account No. 50-1314. **A copy of this petition is enclosed.**

5. ☒ A list of 7 reference(s) is in the enclosed Form PTO-1449.

NON-ENGLISH LANGUAGE REFERENCES

☒ Enclosed is a German Language office action and English translation for a counterpart application.

☐ The specification incorporates comments on the relevancy of Non-English language references.

☐ Set forth below are comments provided by the applicant's home country counsel on the relevancy of non-English language references:

Respectfully submitted,
HOGAN & HARTSON L.L.P.

By: _____
Dariush G. Adli
Registration No. 51,386
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Date: November 5, 2004

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FORM PTO-1449

INFORMATION DISCLOSURE CITATION IN AN APPLICATION

(Use several sheets if necessary)

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Docket Number (Optional)	Application Number
81716.0081	09/995,205
Applicant	Takeshi OKAMURA, et al.
Filing Date	November 26, 2001
Group Art Unit	2817

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	5246898	09/21/1993	FUJIMARU et al.			
	5861782 (Corresponds to DE 196 33 078 published 02/21/1997)	01/19/1999	SAITOH			
	6437663 (Corresponds to DE 100 20 527 published 11/30/2000)	08/20/2002	KII et al.			
	6538530 (Corresponds to DE 100 20 527 published 11/30/2000)	03/25/2003	KII et al.			

FOREIGN PATENT DOCUMENTS

EX	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation YES	Translation NO
	57-166701	10/14/1982	JAPAN			Abstract	
	196 33 078 (Corresponds to U.S. Patent 5861782 issued 01/19/1999)	02/20/1997	GERMANY				
	100 20 527 (Corresponds to U.S. Patent 6437663 issued 08/20/2002 and U.S. Patent 6538530 issued 03/25/2003)	11/30/1997	GERMANY				

OTHER DOCUMENTS *(Including Author, Title, Date, Pertinent Pages, Etc.)*

EX	

EXAMINER	DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.